

PERFORMANCE BOND OF STATE HIGHWAY ENCROACHMENT PERMITTEE

TR-0001 (REV. 12/2003)

[To Accompany the Permit]
Streets and Highways Code Section 677

BOND NUMBER		PERMIT NUMBER		PRINCIPAL	
LOCATION	DIST.	CO.	RT.	P.M.	EFFECTIVE DATE:
BOND NUMBER			PREMIUM AMOUNT		

(PLEASE FILL OUT FORM COMPLETELY)

Know All Persons By These Presents:

That _____, as **PRINCIPAL**, having an address for service of
_____, and _____, a Surety

Company qualified and duly licensed to do business in the State of California, as **SURETY**, are held and firmly bound to the

STATE OF CALIFORNIA, as **OBLIGEE**, in the sum of

_____ Dollars (\$ _____ . _____),

lawful money of the United States of America, to be paid to the **OBLIGEE**, for which payment, we bind ourselves, our heirs,

executors, administrators, successors, and assigns, jointly and severally, to those persons referred to in paragraph 4 below.

THAT THE CONDITION OF THIS OBLIGATION IS SUCH,

1. That whereas **PRINCIPAL** has made, or is about to make, application to the State of California for a permit under Article 2 of Chapter 3 of Division 1 of the Streets and Highways Code to place, change or renew an encroachment in, under or over any portion of a state highway, and Streets and Highways Code Section 677 requires a bond payable to the State of California as a condition therefore, this payment bond is executed and tendered in accordance therewith.
2. That this bond shall be subject to all of the terms and provisions of the afore-mentioned provisions of the Streets and Highways Code.
3. That if the **PRINCIPAL** shall fail to faithfully perform the work for which the encroachment permit was issued, or fail to pay all encroachment permit fees then the SURETY herein shall pay for the same, otherwise this obligation is null and void.
4. No right of action shall accrue under this bond to or for the use of any person or entity other than the State of California.
5. That this bond shall be deemed continuous in form, remain in full force and effect, and run concurrently with the permit period and any and all renewals, or until cancellation or withdrawal of the SURETY from the bond. If no work has commenced under the encroachment permit, the SURETY may cancel this bond upon thirty (30) days written notice to the OBLIGEE. Bond cancellation notice shall be sent to the Department of Transportation District Office issuing the encroachment permit. The notice should include the permit number and the project's location: county, route, and post mile.

(SEE REVERSE SIDE)

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- 5a. ☐ Additionally, this bond shall be deemed continuous in form, remain in full force and effect, and run concurrently with the life of the permit, all permit renewals, and/or for the life of the facility within State highway right-of-way. The SURETY shall give at least thirty (30) days' written notice of the termination, cancellation or material change of the policy to the Department.
6. That the SURETY shall bear no liability on this bond in the event the encroachment permit issued to the PRINCIPAL is cancelled or withdrawn prior to commencement of work on State property by the PRINCIPAL.
7. This bond to become effective on _____.
8. This bond is executed to comply with the provisions of Chapter 3 of Division 1 of the Streets and Highways Code and of Chapter 2, Title 14, Part 2 of the Code of Civil Procedure, and said bond shall be subject to all of the terms and provisions thereof.

NAME OF PRINCIPAL		DATE
BUSINESS ADDRESS OF PRINCIPAL		BUSINESS PHONE
CITY	STATE	ZIP CODE
PRINT OR TYPE NAME OF AUTHORIZED SIGNATURE AND TITLE		AUTHORIZED SIGNATURE AND TITLE

NAME OF SURETY:		DATE:
BUSINESS ADDRESS OF SURETY:		BUSINESS PHONE
CITY:	STATE:	ZIP CODE:

I certify (or declare) under penalty of perjury that I have executed the foregoing bond under an unrevoked power of attorney.

Executed on (date) _____ **in (city, state)** _____
_____ **under the laws of the State of California.**

PRINT OR TYPE NAME OF ATTORNEY-IN-FACT FOR SURETY:	SIGNATURE OF ATTORNEY-IN-FACT FOR SURETY:
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